

8-30-00

CONTINUING PATENT APPLICATION TRANSMITTAL

(for Continuing Applications
under 37 C.F.R. §1.53(b))
Attorney Docket No. 68570

First Named Inventor or
Application Identifier: Lamkin, et al.

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request under 37 C.F.R.
§1.53(b) for filing a:

- () Continuation application,
() Divisional application,
(X) Continuation-in-Part application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"
) "Express Mail" Mailing Label Number
) EL591660786 US
) Date of Deposit August 28, 2000
) I hereby certify that this paper or fee is being
) deposited with the United States Postal Service
) "Express Mail Post Office to Addressee" Service
) under 37 CFR §1.10 on the date indicated above and
) is addressed to the Commissioner for Patents,
) Washington, D.C. 20231.
) Carrie Merzbacher
) (Typed or printed name of person mailing)
)
) (Signature of person mailing)
)
)
)

of pending prior application number ____/____ (Not yet assigned) (Our
Docket No. 68532, filed on 8/24/00 of Lamkin, et al., for SOFTWARE ENGINE
FOR COMBINING VIDEO OR AUDIO CONTENT WITH PROGRAMMATIC CONTENT.

1. () This is a continuation or divisional application. Enclosed is
a copy of the prior application as originally filed, including
specification, claims, drawings, and oath or declaration.

- or -

- (X) Enclosed is a patent application (for continuation, divisional,
or continuation-in-part applications) containing:

(X) 28 pages of the specification (including claims).

(X) 3 sheets of drawings (X) Formal () Informal.

2. () Amend the specification by inserting before the first line
the sentence: --This is a [] continuation, [] division,
[] continuation-in-part, of prior application number
____/____, filed _____,
which is hereby incorporated herein by reference in its
entirety.-- The entire disclosure of the prior application, from
which a copy of the oath or declaration is supplied under
paragraph 3 below, is considered as being part of the disclosure
of the accompanying application, and is hereby incorporated by
reference therein.

3. () A copy of the executed oath or declaration filed in the prior nonprovisional application is enclosed.

4. () Inventorship:

() A newly-executed oath or declaration and power of attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§1.63(a), (d)(5) and (e)).

() Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. §1.63(d)(1)(2)):

(X) The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted oath or declaration and power of attorney (§1.41(a) and §1.53(b)).

5. () Assignment(s) of the invention to _____, and cover sheet are enclosed.

6. () The prior application is assigned of record to _____.

7. () Small Entity Status (37 C.F.R. §1.28(a)(2)):

8. () A 37 C.F.R. §3.73(b) statement is enclosed (where an assignee seeks to take action in a matter before the Patent Office).

9. () A preliminary amendment is enclosed.

10. () Drawings:

() Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by §1.138 and before payment of base issue fee.)

(X) New formal drawings are enclosed.

() Informal drawings are enclosed.

09649215 "032800"

11. () A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.
12. () An Information Disclosure Statement is enclosed.
13. () A MicroFiche Computer Program (Appendix) is enclosed.
14. (X) A Return Receipt Postcard is enclosed (MPEP §503).
15. () A Nucleotide and/or Amino Acid Sequence Submission is enclosed.
16. () Priority of application number / filed on in is claimed under 35 U.S.C. §119.
17. (X) Power of Attorney:
- (X) The power of attorney in the prior application is to:
- (X) Thomas F. Lebens Reg. No. 38,221
 FITCH, EVEN, TABIN, & FLANNERY
 Suite 1600
 120 South LaSalle Street
 Chicago, Illinois 60603-3406
 and other members of the firm.
- (X) Customer Number 22242.
- (X) The power appears in the original papers in the prior application.
18. () Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
19. (X) The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Prior Application,
Less Any Claims Cancelled by Amendment

(X) Basic Utility Fee	\$ 690.00	\$ <u>690.00</u>
• (X) Independent Claims <u>4</u> - 3 = <u>1</u> x \$ 78.00 =	\$ <u>78.00</u>	
• (X) Total Claims <u>10</u> - 20 = <u>0</u> x \$ 18.00 =	\$ <u>0</u>	
Total of above Calculations		\$ <u>768.00</u>
Reduction by 50% for Filing by Small Entity		\$ <u> </u>
Total		\$ <u>768.00</u>

008280 512264960

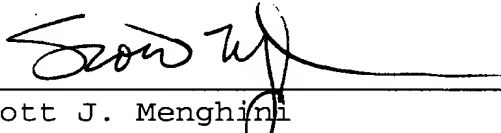
20. (X) The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.
21. () The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number. A duplicate copy of this request is enclosed.
22. () Also enclosed:
23. (X) Address all future communications to Customer Number 22242



JC542 U.S. PTO
09/649215
08/28/00

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (858) 552-1311
Facsimile: (858) 552-0095

August 28, 2000



Scott J. Menghini
Registration No. 42,880

00649215 082800

FETF: 68570

United States Patent Application

SOFTWARE ENGINE FOR COMBINING
VIDEO OR AUDIO CONTENT WITH PROGRAMMATIC CONTENT

CERTIFICATE OF MAILING
BY "EXPRESS MAIL"

Express Mail Mailing Label No.: EL591660786 US
Deposited on August 28, 2000

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR '1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231

Carrie Merzbacher
(Typed name of person mailing)

(Signature of person mailing)

008280 "STEP 4360